CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this paper is being facsimile transmissed to the
United States Parent and Trademurk Office, Alexandria, Virginia

Germaine Sarda

September 16, 2004 (Date of Deposit)

on the date below.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:

Hein et al.

Title:

TRANSGENIC PLANTS

EXPRESSING ASSEMBLED SECRETORY ANTIBODIES

Appl. No.:

09/491,322

Filing Date:

01/25/2000

Examiner:

C. Collilns

Art Unit:

1638

PAYMENT OF DEFICIENCY OWED DUE TO AN ERROR IN SMALL ENTITY STATUS UNDER 37 C.F.R. § 1.28(c)

Commissioner for Patents PO Box 1450 Alexandria, Virginia 22313-1450 RECEIVED
CENTRAL FAX CENTER

SEP 1 6 2004

Sir:

Applicant herewith submits payment due for prior fees paid by mistake as a Small Entity.

The deficiency was associated with an Amendment filed on April 6, 2004 (copy attached).

Applicant inadvertently paid Small Entity Status for the following:

• Petition for 3-months Extension of Time.

Amount Due: \$950

Amount Previously Paid: \$475

Amount to charge to Deposit Account No. 50-0872: \$475

Statutory Disclaimer Fee Under 37 C.F.R. § 1.20(d).

Amount Due: \$440

Amount Previously Paid: \$220

Amount to charge to Deposit Account No. 50-0872: \$220

[X] The fee required for additional claims is calculated below:

	Claims				Extra				
	As		Previously		Claims				Additional
	Amended		Paid For		Present		Rate		Claims Fee
Total Claims:	60	-	78	. =	0	x	\$18.00	=	\$0.00
Independent Claims:	3	•	5	=	0	x	\$86.00	=	\$0.00
First p	resentation (of an	y Multiple	Depen	dent Claims:	+	\$290.00	=	\$0.00
					CLAIMS	FEE	TOTAL	= '	\$0.00
C.F.R. §1.	136(a) for th	e tot	al number o	f mon	oned for an ex ths checked be	elow:			\$0.00
[] Extension f							\$110.00		
[] Extension f							\$420.00		\$0.00
[X] Extension	for response	filed	within the	third r	nonth:		\$950.00)	\$950.00
[] Extension f							\$1,480.00)	\$0.00
[] Extension f	or response i	iled	within the f	ifth m	onth:		\$2,010.00)	\$0.00
	_				EXTENSION	I FEE	TOTAL	:	\$950.00
[X] Statutory	Disclaimer F	ee u	nder 37 C.F	.R. 1.2	20(d):		\$110.00)	\$440.00
E1 Quantity					DISCLAIME	R FEI	E TOTAL	.:	\$1390.00
[X]				AMO	OUNT PREVI	OUS	LY PAID	:	\$695.00
L J						TO	TAL FEE	:	\$695.00

- Please charge Deposit Account No. 50-0872 in the amount of \$695.00. A duplicate copy [X] of this transmittal is enclosed.
- The Commissioner is hereby authorized to charge any additional fees which may be [X]required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 50-0872. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 50-0872. If any extensions of time are needed

for timely acceptance of papers submitted herewith, applicant hereby petitions for such extension under 37 C.F.R. §1.136 and authorizes payment of any such extensions fees to Deposit Account No. 50-0872.

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

Date September 16, 2004

FOLEY & LARDNER LLP

P.O. Box 80278 San Diego, California 92138-0278

Telephone:

(858) 847-6722

Facsimile:

(858) 792-6773

Attorney for Applicant Registration No. 39,431

RECEIVED CENTRAL FAX CENTER

SEP 1 6 2004

Atty. Dkt. No. 071344-0306

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:

Hein et al.

Title:

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EXPRESSING ASSEMBLED SECRETORY ANTIBODIES

Appl. No.:

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Total Claims:	60	•	78	=	0	x	\$18.00	=	\$0.00
Independent Claims:	3	-	5	=	0	x	\$86.00	=	\$0.00
First p	oresentation o	of any	Multiple I	Depend	lent Claims:	+	\$290.00	= .	\$0.00
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3-0278 R

Barry S. Wilson Attorney for Applicant Registration No. 39,431